

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Agricultural Marketing Department – Allegations of irregularities in failing to inspect the premises of the Cold Storage Unit, Guntur against Sri M. Sivaramaiah, Selection Grade Secretary(U/s), A.M.C., Guntur - Awarding of Penalty and Suspension revoked - Orders – Issued.

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AGRICULTURE & COOPERATION (VIG.II) DEPARTMENT

G.O.Rt.No. 220

Dated: 12-02-2009

Read the following:-

1. Alert Note No.41(1231/V&E/D3/06,dt.27-02-2007 of the G.A.(V&E) Department.
2. From C&DOAM, Hyd. Lr.No.DS(1)2675/2007, dt.14-03-2007.
3. GORt.No.1195, Agri. & Coop.(Vig.II)Dept., dt.26-09-2008.
4. GORt.No.1196, Agri. & Coop.(Vig.II)Dept., dt.26-09-2008.
5. From Sri M. Siva Ramaiah, Selection Grade Secretary(U/s), Written statement of defence dt.Nil.

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ORDER:

It was brought to the notice of Government that Sri M. Siva Ramaiah, Selection Grade Secretary, AMC, Guntur has failed to inspect the premises of the Cold Storage Unit, Guntur causing that 2613.48 tones of Dry Chillies worth Rs.6,62,05,800/- kept in the Cold Storage Godown were sent to out side the State of Andhra Pradesh by manipulating the records and showing it by way of consignment sales during the year 2004-05 evading payment of market fees to a tune of Rs.6,62,058/- to the A.M.C., Guntur. After careful examination of the matter, Government have placed the above Accused Officer under suspension vide G.O.3rd read above and initiated disciplinary proceedings by framing the following article of charges against him vide G.O.4th read above:-

Article of Charge-1: “That Sri M. Sivaramaiah, while working as Selection Grade Secretary, Agricultural Market Committee, Guntur has failed to perform his legitimate duties as he has not inspected the business premises of M/s. Kusuma Haranath Cold Storage Pvt. Ltd., Guntur and not verified the records maintained by it, till it was detected by the Vigilance & Enforcement Department. On verification, it is found that 2613.48 tones of Dry Chillies worth Rs.6,62,05,800/- kept in the Cold Storage Godown were sent to outside the State of Andhra Pradesh by manipulating the records and showing it by way of consignment sales during the year 2004-05 evading payment of market fees to a tune of Rs.6,62,058/- to the A.M.C., Guntur, which caused loss to the A.M.C., Guntur. Thus, this clearly shows his gross negligence and dereliction in performing his legitimate duties and thereby violated Rule 3 of A.P.C.S. (Conduct) Rules, 1964”

Article of Charge-2: “That Sri M. Sivaramaiah, while working as Selection Grade Secretary, Agricultural Market Committee, Guntur has failed to visit the business premises of M/s. Kusuma Haranath Cold Storage Pvt. Ltd., Guntur and failed to verify the records maintained by it. Paving the way for the above Cold Storage Unit to issue receipts in the benami name of farmers and pledging the produce in M/s. Karur Vysya Bank, Guduwada and Agricultural loans for a total amount of Rs.3.50 crores in the name of farmers. Though the chill stock shown to have been pledged in favour of the Bank, but the stocks were withdrawn and sent to other States for sale. Thus this shows his gross negligence and dereliction in performing his legitimate duties and thereby violated Rule 3 of A.P.C.S. (Conduct) Rules, 1964”.

2. In the reference 5th read above, Sri M. Siva Ramaiah, Selection Grade Secretary(U/s) has submitted his written statement of defence denying the charges framed against him and requested to exonerate from the charges, as the evaded market fee amount of Rs.6,62,118/- was collected from M/s. Kusuma Haranath Cold Storage Pvt.Ltd., Guntur.

(PTO)

3. Government have examined the matter carefully and observed that the evaded market fee amount of Rs.6,62,118/- was collected from M/s. Kusuma Haranath Cold Storage Pvt.Ltd., Guntur and there is no financial loss to A.M.C., Guntur. However, the Charged Officer is guilty of not regularly inspect the Unit and hence, negligence is taken as proved. With regard to the Charge-2, Government have observed that a Criminal Case as suggested by the Vigilance & Enforcement Department has been filed against the owners of Cold Storage and the Vigilance & Enforcement has not recommended any action against the Charged Officer. Since act of negligence is proved against the Charged Officer, Government have decided to impose a penalty of "Censure" against him and to revoke the orders of suspension issued in the reference 3rd read above and post him as Selection Grade Secretary, A.M.C., Ambajipet, East Godavari District.

4. Accordingly, Government hereby impose a penalty of "Censure" against Sri M. Siva Ramaiah, Selection Grade Secretary(U/s). On conclusion of the disciplinary proceedings, Government hereby revoke the orders of suspension issued in the reference 3rd read above against Sri Siva Ramaiah, Selection Grade Secretary and on reinstatement, he is posted as Selection Grade Secretary, A.M.C., Ambajipet, East Godavari District.

5. The Commissioner and Director of Agricultural Marketing, A.P., Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PANKAJ DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri M. Siva Ramaiah, Selection Grade Secretary
(Through: The Commissioner & Director of Agricultural Marketing, A.P., Hyderabad)

The Commissioner & Director of Agricultural Marketing, A.P., Hyderabad.

Copy to:-
The Agriculture & Cooperation(AM.III)Dept.
The Director General, Vigilance & Enforcement Dept.(Alert Note No.41, dt.27-02-2007)
Sc/Sf.

// FORWARDED :: BY ORDER //

SECTION OFFICER